IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

: Civil Action No. 09-0559 JACQUELINE MAGARGEE,

Plaintiff,

Magistrate Judge Amy Reynolds Hay

vs.

CON-WAY FREIGHT.

Electronically Filed

Defendant.

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

AND NOW, come Plaintiff Jacqueline Magargee, by and through her undersigned counsel, Neal A. Sanders, Esquire, and Dirk D. Beuth, Esquire, and Defendant Con-Way Freight, by and through its undersigned counsel, William A. Gray, Esquire, and file this Joint Stipulation Of Dismissal With Prejudice in the abovecaptioned case.

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, it is hereby stipulated by Plaintiff that Defendant be dismissed from this case with prejudice.

Respectfully submitted,

LAW OFFICES OF NEAL A. SANDERS VUONO & GRAY, LLC

/s/Neal A. Sanders Neal A. Sanders, Esquire PA ID NO. 54618 Dirk D. Beuth, Esquire PA ID NO. 76036 1924 North Main Street Ext. Butler, PA 16001 (724) 282-7771

/s/William A. Gray William A. Gray, Esquire PA ID NO. 17296 310 Grant Street Suite 2310, Grant Building Pittsburgh, PA 15219 (412) 471-1800

Counsel for Plaintiff

Counsel for Defendant

February 1, 2010

February 1, 2010

day of February, 2010

Hon. Gary L. Lancaster, Chief U.S. District Judge